



***Ellsworth Cooperative Telephone Association  
Ellsworth and Garden City***

1540 DeWitt St. • P.O. Box 458  
Ellsworth, IA 50075-0458  
Voice (515) 836-4431 • Fax (515) 836-2310

April 14, 2017

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

RE: *CC Docket No. 02-33* Notice of Permissive Detariffing of Wireline Broadband  
Internet Access  
Service (BIAS)

Dear Ms. Dortch:

In accordance with the FCC's 2005 *Wireline Broadband Order*, Ellsworth Cooperative Telephone Association hereby provides the FCC with the attached notice of the Company's election to discontinue furnishing its Wireline Broadband Internet Access service on a common-carriage tariffed basis and to begin furnishing such service on a permissively de-tariffed basis, effective July 1, 2017. Such notice of discontinuance has also been furnished via interoffice mail to the Company's affiliate Internet service provider, its only customer of consumer broadband only loop service.

A copy of this notice is also being provided to the Iowa Public Service Commission, the Governor of Iowa, the Special Assistant for Telecommunications at the Department of Defense, and the National Exchange Carrier Association.

Please direct any questions regarding this notice to Pamela Hintz at 651-621-8535 or via email to [phintz@otcpas.com](mailto:phintz@otcpas.com)

Thank you.

Sincerely,

Joshua Angove  
General Manager





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Ellsworth Cooperative Telephone Association  
Study Area Code 351157

### Notice of Permissive Detariffing of Wireline Broadband Internet Access Service

CC Docket No. 02-33

Ellsworth Cooperative Telephone Association (the "Company") hereby provides notice that it plans to terminate provisioning of wireline broadband Internet access service (WBIAS) on a tariffed basis effective July 1, 2017 at which time it plans to offer permissive detariffed WBIAS on a Title II common-carriage basis pursuant to paragraph 94 the Federal Communications Commission's Wireline Broadband Order<sup>1</sup>. The geographic areas affect are those Ellsworth Cooperative Telephone Association exchanges where DSL is technically feasible.

Today, this service is provided to the Company's Internet Service (ISP) division. The ISP purchases wireline broadband Internet access service for use as a component of broadband Internet service that it sells to residential and business customers. End user services provided will not be affected by discontinuance of the tariffed offering by the Company. The Company will continue to offer Broadband Internet access service to its existing ISP customer under its current rates, terms and conditions until the end of the ISP's current term or upon replacement with a broadband commercial agreement. Ellsworth Cooperative Telephone Association's rates, terms and conditions for its permissively detariffed wireline broadband access service will be available at its offices, which are located at the Hamilton County Intersection of Interstate 35 and Iowa Highway 135, Ellsworth, IA 50057.

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<sup>1</sup> See Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), (Wireline Broadband Order).





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**Certificate of Service**

I, Joshua Angove, do hereby certify that I have, on this 14<sup>th</sup> day of April, 2017 served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Secretary of Defense  
Attn: Special Assistant for Telecommunications  
Pentagon  
Washington, D.C. 20301-1000

Iowa Utilities Board  
1375 E. Court Avenue, Room 69  
Des Moines, Iowa 50319-0069

Governor Terry Branstad  
Office of Governor  
1007 East Grand Ave.  
Des Moines, Iowa 50319

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April 14, 2017

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Re: Notice of Permissive Detariffing of Wireline Broadband Internet Access service

Dear Valued Customer:

Our records indicate that Ellsworth Cooperative Telephone Association is currently purchasing wholesale broadband Internet access services from Ellsworth Cooperative Telephone Association under NECA Tariff No. 5 ("Tariff"). This letter is to inform you that Ellsworth Cooperative Telephone Association will no longer offer broadband Internet transmission services pursuant to tariff effective July 1, 2017. Rather, as of July 1, 2017, services will be made available to you on a common carrier, de-tariffed basis.

Ellsworth Cooperative Telephone Association's rates, terms and conditions for its non-tariffed wireline broadband access service can and will be available at its office located at Hamilton County Intersection of Interstate 35 and Iowa Highway 175, Ellsworth, IA 50057.

The actions described above are take in accordance with the FCC's Report and Order (FCC 15-150) released September 23, 2005 in Docket No. 02-33. In that order, the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively de-tariffed basis.

Sincerely,

Joshua Angove  
General Manager